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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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EXAMINER
NGUYEN, C

ART UNIT	PAPER NUMBER
2773	

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**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner of Patents and Trademarks**

# Office Action Summary

Application No.

08/904855

Applicant(s)

OBRADOVICIT

Examiner

C. NUYEN

Group Art Unit

2773

—The MAILING DATE of this communication appears on the cover sheet beneath the correspondence address—

## Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, such period shall, by default, expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).

## Status

- ☒ Responsive to communication(s) filed on 12/23/98
- ☐ This action is **FINAL**.
- ☐ Since this application is in condition for allowance except for formal matters, **prosecution as to the merits is closed** in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

## Disposition of Claims

- ☒ Claim(s) 1-12, 54-63, 65, 81-90 and 92-133 is/are pending in the application.
- Of the above claim(s) 130-133 is/are withdrawn from consideration.
- ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- ☒ Claim(s) 1-12, 54-63, 65, 81-90 and 92-129 is/are rejected.
- ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- ☐ Claim(s) \_\_\_\_\_ are subject to restriction or election requirement.

## Application Papers

- ☒ See the attached Notice of Draftsperson's Patent Drawing Review, PTO-948.
- ☐ The proposed drawing correction, filed on \_\_\_\_\_ is ☐ approved ☐ disapproved.
- ☐ The drawing(s) filed on \_\_\_\_\_ is/are objected to by the Examiner.
- ☐ The specification is objected to by the Examiner.
- ☐ The oath or declaration is objected to by the Examiner.

## Priority under 35 U.S.C. § 119 (a)-(d)

- ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).
- ☐ All ☐ Some\* ☐ None of the CERTIFIED copies of the priority documents have been
- ☐ received.
- ☐ received in Application No. (Series Code/Serial Number) \_\_\_\_\_.
- ☐ received in this national stage application from the International Bureau (PCT Rule 1.7.2(a)).

\*Certified copies not received: \_\_\_\_\_

## Attachment(s)

- ☒ Information Disclosure Statement(s), PTO-1449, Paper No(s). 11
- ☒ Notice of Reference(s) Cited, PTO-892
- ☒ Notice of Draftsperson's Patent Drawing Review, PTO-948
- ☐ Interview Summary, PTO-413
- ☐ Notice of Informal Patent Application, PTO-152
- ☐ Other \_\_\_\_\_

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## **DETAILED ACTION**

### ***Election/Restriction***

1. Newly submitted claims 130-133 are directed to an invention that is independent or distinct from the invention originally claimed for the following reasons: system which is related to a speed of the vehicle to be selected.

Since applicant has received an action on the merits for the originally presented invention, this invention has been constructively elected by original presentation for prosecution on the merits. Accordingly, claims 130-133 are withdrawn from consideration as being directed to a non-elected invention. See 37 CFR 1.142(b) and MPEP § 821.03.

### ***Claim Rejections - 35 USC § 102***

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless --

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

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3. Claims 1-6, 12, 54, 59-61, 65, 81, 86-88, 92-96 and 106-109 are rejected under 35 U.S.C. 102(b) as being anticipated by Guenther et al. (5,239,700).

Regarding claim 1, Guenther et al. discloses a display for displaying of items each representing a respective one of the components 2, the displayed items being arranged on the displayed in substantially the same relation to one another as the components represented thereby vehicle; an interface for selecting at least one of the items; and a processor 3A for operating the component by the selected item 11-20 (see col 6, lines 24-68 and figures 1-3).

Regarding claim 2, Guenther et al. discloses wherein said vehicle comprises an automobile (see col 2, lines 32-37).

Regarding claim 3, Guenther et al. discloses wherein said display comprises a liquid crystal display (LCD) (see col 3, lines 30-37).

Regarding claim 4, Guenther et al. discloses wherein said display includes an indicator device for selecting at least one of the items (see col 7, lines 3-17).

Regarding claims 5 and 6, Guenther et al. discloses wherein said indicator device comprises a mouse device and interface a touch-screen capabilities (see col 3, lines 39-68).

Regarding claim 54, Guenther et al. discloses an interface for moving the indicator on the display to adjust the item associated therewith, an extent to which the item is adjusted being a function of an extent to which the indicator is moved (see col 16, lines 13-67).

Regarding claims 12, 59, 86 and 106, Guenther et al. discloses the item includes an audio output (see figure 2A).

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Regarding claim 60, Guenther et al. discloses a receiver for receiving a signal from each of a plurality of sources providing entertainment, the receiver deriving, from the received signal, information concerning at least the type of entertainment provided by the source (see col 11, lines 17-61), an interface for presenting indicator being selectable to receive entertainment from the source represented by the indicator, the indicators being arranged according to the types of entertainment provided by the sources represented (see col 12, lines 4-66).

As claim 61 is analyzed as previously discussed with respect to claim 60.

Regarding claim 65, Guenther et al. discloses displaying a plurality of items each representing a respective one of the components, the displayed items being arranged on the display in substantially the same relation to one another as the components represented thereby in the vehicle; selecting at least one of the items; and operating the component represented item (see col 13, lines 34-59 and figure 6).

Regarding claim 81, Guenther et al. disclose showing on the display an indicator associated with the item; and moving the indicator on the display to adjust the item associated therewith, an extent to which the item is adjusted being a function of an extent to which the indicator is moved (see col 13, lines 5-44).

As claims 87 and 88 are analyzed as previously discussed with respect to claims 60 and 81.

Regarding claims 92 and 93, Guenther et al. discloses interface directing the indicator and a touch screen capabilities (see col 7, lines 29-69 and col 3, lines 50-60).

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As claims 94-96 and 107-109 are analyzed as previously discussed with respect to claims 1, 60 and 81.

***Claim Rejections - 35 USC § 103***

4. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

5. Claims 7-11, 55-58, 62-63, <sup>82-85</sup>89-90, 97-105 and <sup>110</sup>~~120~~-129 are rejected under 35

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U.S.C. 103(a) as being unpatentable over Guenther in view of Conway et al. (US Patent No. 5,214,793).

Regarding claim 62, Guenther et al. discloses a processor for programming a plurality of groups of sources providing entertainment, each group of sources being associated with a respective one of a plurality of locales, and an interface for presenting a first group of sources associated with a first locale which the vehicle is in (see col 8, lines 6-21). However, Guenther fails to explicitly teach a mechanism for determining whether a current location of the vehicle is within a predetermined range of a second locale, a second group of sources associated with the second locale being presented when it is determined that the current location of the vehicle is within a predetermined range of the second locale.

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Conway teaches a mechanism for determining whether a current location of the vehicle is within a predetermined range of a second locale, a second group of sources associated with the second locale being presented when it is determined that the current location of the vehicle is within a predetermined range of the second locale (see col 17, lines 29-51 and figure 11). It would have been obvious to one of an ordinary skill in the art at the invention was made to provide a mechanism for determining whether a current location of the vehicle is within a predetermined range of a second locale, a second group of sources associated with the second locale being presented when it is determined that the current location of the vehicle is within a predetermined range of the second locale as taught by Conway to the multi-choice information system for a motor vehicle of Guenther; in order to provide a technology of various user-friendly functions in a automobile.

Regarding claims 7-11, 55-58, 82-85 and 101-105; the limitations as claimed wherein the items include a window, a mirror, a door and a seat. It would have been obvious to one of ordinary skill in the art to implement a window, a mirror, a door and a seat onto the automobile as is well known in the art.

As claim 63, 89 and 90 are analyzed as previously discussed with respect to claim 62.

As claim 97 differs from claim 96 in that "a first color if the at least one indicator has been selected, and by a second color if the at least one indicator has not been selected" which broadly read on Conway's reference (see col 15, lines 12-50 and figure 11).

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Regarding claims 98 and 99, Guenther et al. discloses the current location of the vehicle is identified by a global positioning system (GPS) measurement (see col 2, lines 38-57).

Regarding claim 100, Guenther et al. discloses the vehicle is within the predetermined range of the second locale by comparing the GPS measurement identifying the current location of the vehicle with the GPS measurement identifying the second locale (see col 11, lines 5-61 and col 14, lines 8-57).

As claims 110-124 are analyzed as previously discussed with respect to claims 55, 62, 97 and 100.

Regarding claims 125-129; the limitations as claimed wherein the plurality of components, engine compartment, a radiator, temperature of the coolant, oil compartment. It would have been obvious to one of ordinary skill in the art to implement engine compartment, a radiator, temperature of the coolant, oil compartment into the automobile as is well known in the art.

### ***Conclusion***

6. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Heitzman et al. (4,716,458) discloses video information representing a driver's view of roadway being traversed.



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Spry (5,596,319) discloses a remote control receiver for receiving a selective remote signal sent by a user.

### *Response*

7. Responses to this action should be mailed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231. If applicant desires to fax a response, (703) 308-9051 may be used for formal communications or (703) 305-9724 for informal or draft communications.

Please label "PROPOSED" or "DRAFT" for informal facsimile communications. For after final responses, please label "AFTER FINAL" or "EXPEDITED PROCEDURE" on the document.

Hand-delivered responses should be brought to Crystal Park II, 2121 Crystal Drive, Arlington, VA. Sixth Floor (Receptionist).

### *Inquires*

8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Cao (Kevin) Nguyen whose telephone number is (703) 305-3972. The examiner can normally be reached on Monday-Friday from 8:30 am to 6:00 pm.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Matthew Kim, can be reached on (703) 305-3821. The fax number for this group is (703) 308-6606.

All Internet e-mail communications will be made of record in the application file PTO employees do not engage in Internet communications where there exists a includes properly signed express waiver of the confidentiality requirement of 35 U.S.C. 122. This is more clearly set forth in the Interim Internet Usage Policy published in the Official Gazette of the Patent and Trademark Office on February 25, 1997 at 1195 OG 89.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703) 305-3800.

C. Nguyen

February 25, 1999



**RAYMOND J. BAYERL**  
**PRIMARY EXAMINER**  
**ART UNIT 2773**